

4657. Herb tea. (F. D. C. No. 36506. S. No. 51-080 L.)

QUANTITY: 386 cartons at Passaic, N. J., in possession of Sun-Gal Tea Co.

SHIPPED: 3-23-54, from New York, N. Y. (return shipment).

LABEL IN PART: (Carton) "Sun-Gal Brand Herb Tea * * * Sun Gal Herb Tea is made of—Alfalfa, Red Clover Blossoms, Raspberry Leaves, Strawberry Leaves, Peppermint Leaves, Linden Blossoms and Leaves, Mate, Chamomile Flowers, Papaya Leaves and Fennel Seeds. * * * 4 oz. net weight * * * prepared for and distributed by Sun-Gal Tea Co. 193 Jefferson Street. Passaic, N. J."

ACCOMPANYING LABELING: Leaflets designated "Perk Up! Drink To Your Health Sun-Gal Brand Herb Tea."

RESULTS OF INVESTIGATION: The article had been originally packaged and labeled by the Sun-Gal Tea Co. for retail sale. In addition, the above-mentioned leaflets had been printed locally for Sun-Gal Tea Co.

LIBELED: 4-14-54, Dist. N. J.

CHARGE: 502 (a)—when the article was shipped, its carton label and accompanying labeling contained false and misleading representations that the article was an adequate and effective treatment for arthritis, purifying the blood stream, strengthening children, benefiting the urinary organs, giving tone to the stomach, inflammations, nervous disorders, and catarrhal disorders.

DISPOSITION: 7-22-54. Consent—claimed by Sun-Gal Herb Tea Co. and relabeled.

4658. Garlex. (Inj. No. 274.)

COMPLAINT FOR INJUNCTION FILED: 3-12-54, N. Dist. Tex., against Walter Scott Roberts and Gertrude A. Roberts, associates in the operation of Texas Liquid Garlic Co., at Mineral Wells, Tex., to enjoin such individuals from the interstate shipment of *Garlex* in a misbranded condition.

LABEL IN PART: (Btl.) "Roberts Garlex An Extract of Garlic (Succus Allii Sativi) Compounded from Fresh Garlic Bulbs, Glycerine, and Mineral Wells Water by a Cold Process."

ACCOMPANYING LABELING: Pamphlet headed "Reprint from North American Journal of Homeopathy, May, 1944"; a pamphlet headed "Clinical Studies With Allium Sativum (Garlic)" bearing a footnote "Reprint from the New York Physician, September, 1937"; a leaflet headed "Therapeutic Digest" beginning with the words "Therapeutic Effects of Garlic"; and leaflets headed "On the Physiologic Action of Garlic (Allium Sativum)," "High Blood Pressure," and "Special Recommendations for Distemper"; copies of a letter addressed "To Whom It May Concern" dated February 19, 1950, and signed by A. M. Patterson, M. D.; and a letter dated September 28, 1953, addressed to William H. Stoker, Schenectady, N. Y., and signed by G. A. Roberts for Texas Liquid Garlic Co.

CHARGE: That the defendants had been and still were engaged in distributing, selling, and introducing into interstate commerce quantities of *Garlex* misbranded under 502 (a) by reason of false and misleading representations in its labeling that the article was adequate and effective in the treatment of gastrointestinal symptoms accompanying arteriosclerosis and hypertension by inhibiting intestinal putrefaction and formation of toxic products; that it was adequate and effective in the treatment of acute, subacute, and chronic diarrhea, enterocolitis, dysentery, digestive insufficiency, gastrointestinal dyspepsia,